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<b>PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))</b>	Docket Number (Optional) <b>99-9</b>
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Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. <b>6,307,833</b>	Application Number <b>09/249,895</b>
Issue Date <b>October 23, 2001</b>	Filing Date <b>February 16, 1999</b>

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable	<b>10/03/2011 GARIAS 00000000 161350 6307833</b>
The above - Identified patent	<b>01 FC:2552 1425 00 OP 02 FC:1558 1455 00 OP</b>
<input type="checkbox"/> Is a reissue of original Patent No. _____	original issue date _____
original application number _____	
original filing date _____	
<input type="checkbox"/> resulted from the entry into the U.S. under 35 U.S.C. 371 of international application _____	_____
filed on _____	

**CERTIFICATE OF MAILING (37 CFR 1.69(a))**

I hereby certify that this paper (\*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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[page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01/14/2011 DATED 10/03/2011 161350  
01 FC:1558 6307833  
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## 7. OVERPAYMENT

As to any overpayment made please

OR

 Credit to Deposit Account No. \_\_\_\_\_ Send refund check

## WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent). Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

## 8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

## 9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED

J9/29/11

Date

Signature(s) of Petitioner(s)

Janik Marcovici

42,841

Typed or printed name(s)

Registration Number, if applicable

203-259-1800

Telephone Number

99 Hawley Lane, Stratford, CT 06614

Address

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

## ENCLOSURES

Maintenance Fee Payment

SurchARGE under 37 CFR 1.20(l)(2) (fee for filing the maintenance fee petition)

Copy of Change of Correspondence Address dated  
9/26/11

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT NO.: 6,307,833

ISSUED: October 23, 2001

APPLICATION NO.: 09/249,895

FILING DATE: February 16, 1999

ATTORNEY DOCKET NO.: 99-9

10/03/2011 GARIAS 00000007 161350 6307833  
01 FC:1462 400.00 DA

Mail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR RECONSIDERATION UNDER (37 C.F.R. 1.378(e))**

This Petition is in response to the decision on petition dated August 5, 2011. Reconsideration of the dismissal is respectfully requested. A properly executed petition to accept the unintentionally delayed payment of the maintenance fee and a statement that the delay was unintentional under 35 U.S.C. § 41(c) are being filed together with this Petition.

The Commissioner is hereby authorized to charge \$400.00 for payment of the Petition fee along with any other fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,

J  
\_\_\_\_\_  
Janik Marcovici  
Reg. No. 42,841

9/28/11  
\_\_\_\_\_  
Date

Perman & Green, LLP  
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Customer No.: 2512

Adjustment date: 10/03/2011 GARIAS  
09/29/2011 INTEFSW 00004367 161350 09249895  
01 FC:1462 400.00 CR